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JUL 16 2004

In re U.S. Patent Application of:)

Group Art Unit: 2645

Charles Meubus et al.)

Examiner: Joseph T. Phan

Serial No.: 09/401,521)

Attorney Docket: 92118-11C

Filed: September 22, 1999)

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Matthew Zischka

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Dear Sir:

PTO Customer No. 22463

RESPONSE TO NOTIFICATION OF NON-COMPLIANCE WITH 37 CFR 1.192(C)

In response to the notification of non-compliance with 37 CFR 1.192(c) of June 16, 2004,
the Applicant submits herewith a revised Appeal Brief, in triplicate.

The Arguments section of the Appeal Brief has been amended to include a further
explanation as to why subsets of claims within each group to which a single ground of rejection
has been applied by the Examiner are separately patentable.

For clarity, it is noted that the Applicant-specified "Claim Groups I and II" are actually
sub-groups (subsets of claims) within the first Examiner-specified group of claims to which a
single ground of rejection was applied (namely, 35 U.S.C. 102). Similarly, the Applicant-

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specified "Claim Groups III and IV" are actually sub-groups within the second Examiner-specified group of claims to which a single ground of rejection was applied (namely, 35 U.S.C. 103).

It is believed that the revised Appeal Brief complies with 37 CFR 1.192(c)(7). If the Examiner does not agree, referral of the Appeal Brief to the Board of Board of Patent Appeals and Interferences is respectfully requested.

In view of the foregoing, consideration of the Appeal Brief on the merits is requested.

Respectfully submitted,



Matthew Zischka
Registration No. 41,575

SMART & BIGGAR
438 University Avenue
Suite 1500, Box 111
Toronto, Ontario
Canada M5G 2K8

Telephone: (416) 593-5514
Facsimile: (416) 591-1690

Date: July 16, 2004

MZ/PAE/jbs 92118-11C

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To Fax no.: 703 872.9306
Page 1 of: 87
Attention: Board of Appeals
Examiner: Joseph T. Phan
United States Patent and
Trademark Office
From: Matthew Zischka

438 University Avenue
Suite 1500, Box 111
Toronto, Canada M5G 2K8

Tel: (416) 593-5514
Fax: (416) 591-1690

Your file no.: 09/401,521

Date: July 16, 2004

Reply to Toronto file no.: 92118-11C

Time:

Attached please find:

1. Response to Notification of Non-Compliance with 37 CFR 1.192(C);
2. Appeal Brief (in triplicate)

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